

Moved by McKenzie

Seconded by Siddoway

IN THE SENATE
SENATE AMENDMENT TO S.B. NO. 1146

AMENDMENT TO SECTION 1

On page 5 of the printed bill, delete lines 1 through 27, and insert:

"(1) As used in this title, "cannabidiol oil" means an extract from a cannabis plant in an oral suspension or oil that:

(i) Is composed of no more than three-tenths percent (0.3%) total tetrahydrocannabinol (the sum of tetrahydrocannabinol and tetrahydrocannabinolic acid) by weight;

(ii) Is composed of at least fifteen (15) times more cannabidiol (the sum of cannabidiol and cannabidiolic acid) than total tetrahydrocannabinol by weight; and

(iii) Contains no other substance controlled by the state of Idaho.

(2) Notwithstanding any other provision of law, a person who possesses or uses cannabidiol oil is not subject to the penalties set forth in this chapter for the possession or use of the cannabidiol oil if:

(i) The cannabidiol oil meets the requirements of subsection (t) (1) of this section;

(ii) The individual has or is the parent or legal guardian of a minor that has an intractable seizure disorder and possesses and uses the cannabidiol oil only to treat the intractable seizure disorder;

(iii) The individual has a written recommendation for the use of cannabidiol oil from a physician licensed under chapter 18, title 54, Idaho Code, to practice medicine in the state of Idaho;

(iv) The cannabidiol oil is in a container with a capacity of thirty-two (32) fluid ounces or less that is labeled by the manufacturer showing the total tetrahydrocannabinol by weight and that the ratio of total cannabidiol to total tetrahydrocannabinol is in compliance with this subsection; and

(v) A laboratory unaffiliated with the producer of the cannabidiol oil has verified the tetrahydrocannabinol and cannabidiol oil by weight."